

Form A

DAVID L. PERRY  
Plaintiff's Name (first, middle, last)  
70 Baldwin Avenue, Apt. 40  
Street Address  
Jersey City, NJ 07306  
City, State, Zip  
516-468-5005  
Telephone Number  
CDS Software, LLC  
Defendant's Name (first, middle, last)  
2225 First Street, Suite 102  
Street Address  
Simi Valley, CA 93065-1983  
City, State, Zip  
888-816-3333  
Telephone Number

Superior Court of New Jersey  
Law Division, Special Civil Part  
Hudson County

Docket Number \_\_\_\_\_  
(to be provided by the court)

Civil Action  
Complaint

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): (See instruction B)  
Attach additional sheets if necessary.

Pursuant to 47 U.S.C. 227, Defendant called the Plaintiff's cell  
phone on 10/14/14 at 0924 AM with an automatic telephone  
dialing system (ATDS) capable equipment without the Express Consent  
of the Plaintiff in violation of 47 U.S.C. 227

The amount you, the Plaintiff(s) are demanding from the Defendant(s) \$ 1,500.00.

At the trial Plaintiff will need:

An interpreter ☐ Yes ☒ No Indicate language: \_\_\_\_\_  
An accommodation for disability ☐ Yes ☒ No Indicate accommodation: \_\_\_\_\_

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).

January 19, 2017  
Date

David L. Perry  
Your Signature

David L. Perry  
Name Typed, Stamped or Printed



**SUPERIOR COURT OF NEW JERSEY  
SPECIAL CIVIL PART  
DOCKET NO. \_\_\_\_\_**

DAVID L. PERRY  
PLAINTIFF(S)

VS.

CDS Software, LLC  
DEFENDANT(S)

**CERTIFICATE OF DILIGENT  
INQUIRY**

DAVID L. PERRY, of full age, hereby certifies as follows:

1. I am the plaintiff/attorney in this matter. I am fully familiar with the facts of this case and make this certification on personal knowledge.
2. I have made a diligent search of the defendant's present location and find that the defendant is no longer in the State of New Jersey. Specifically, I did the following to locate an address for service of the defendant in New Jersey:

- (a) Defendant Never Lived in New Jersey
- (b) I checked the Division of Revenue
- (c) \_\_\_\_\_
- (d) \_\_\_\_\_
- (e) \_\_\_\_\_

3. The defendant's last known address is 2225 First Street, Suite 102  
Swiss Valley, CA 93065-1983


This is the address to which plaintiff/I sent the last communication to the defendant and it is believed to be the address where the defendant still resides.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statement are willfully false, I am subject to punishment.

Date: 1/19/2017

Plaintiff/Attorney [Signature]



 <p><b>Court's Address and Phone Number:</b>  <u>Law Division</u> Special Civil Part  <u>583 Newark Ave</u>  <u>Jersey City, NJ 07306</u>            Telephone No. <u>201-217-5162</u></p>	<p align="center"><b>Superior Court of New Jersey</b>  <b>Law Division, Special Civil Part</b>  <u>Hudson</u> County          Docket No: DC _____    <b>Civil Action</b>  <b>SUMMONS</b>          Check one <input type="checkbox"/> Contract <input checked="" type="checkbox"/> RECEIVED #13</p>										
<b>YOU ARE BEING SUED!</b>											
<p><b>Person or Business Suing You (Plaintiff)</b></p> <p><u>Dino L Perry</u>  <u>70 Baldwin Ave, Apt. 40</u>  <u>Jersey City, NJ 07306</u></p> <p>(See the following page(s) for additional plaintiffs)</p> <p><b>Plaintiff's Attorney Information</b></p> <p><u>Dino L Perry</u>  <u>70 Baldwin Ave, Apt. 40</u>  <u>Jersey City, NJ 07306</u></p>	<p><b>Person or Business Being Sued (Defendant)</b></p> <p><u>CDS Software LLC</u>  <u>2225 First Street Suite 102</u>  <u>Simi Valley, CA 93065-1983</u></p> <p>(See the following page(s) for additional defendants)</p> <p><b>The Person or Business Suing You Claims You Owe the Following:</b></p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Demand Amount</td> <td style="width: 30%; text-align: right;">\$ <u>150</u> 0.00</td> </tr> <tr> <td>Filing Fee</td> <td style="text-align: right;">\$ <u>5</u> 0.00</td> </tr> <tr> <td>Service Fee</td> <td style="text-align: right;">\$ <u>7</u> 0.00</td> </tr> <tr> <td>Attorney's Fees</td> <td style="text-align: right;">\$ _____</td> </tr> <tr> <td><b>TOTAL</b></td> <td style="text-align: right;"><b>\$ <u>155</u> 0.00</b></td> </tr> </table>	Demand Amount	\$ <u>150</u> 0.00	Filing Fee	\$ <u>5</u> 0.00	Service Fee	\$ <u>7</u> 0.00	Attorney's Fees	\$ _____	<b>TOTAL</b>	<b>\$ <u>155</u> 0.00</b>
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<b>FOR JUDICIARY USE ONLY</b>											
<p>In the attached complaint, the person or business suing you briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. If you do not answer the complaint, you may lose the case automatically and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. You have 35 days from the date of service to file your answer or a signed agreement. If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment. The judgment is valid for 20 years.</p> <p><b>IF YOU DISAGREE WITH THE PLAINTIFF'S CLAIMS, A WRITTEN ANSWER OR SIGNED AGREEMENT MUST BE RECEIVED BY THE COURT ABOVE, ON OR BEFORE _____, OR THE COURT MAY RULE AGAINST YOU. IF YOU DISAGREE WITH THE PLAINTIFF, YOU MUST DO ONE OR BOTH OF THE FOLLOWING:</b></p> <ol style="list-style-type: none"> <li><b>Answer the complaint.</b> An answer form that will explain how to respond to the complaint is available at any of the New Jersey Special Civil Part Clerk's Offices or on the Judiciary's Internet site <a href="http://www.njcourts.com">www.njcourts.com</a> under the section for Forms. If you decide to file an answer to the complaint made against you:             <ul style="list-style-type: none"> <li>Fill out the Answer form AND pay the applicable filing fee by check or money order payable to: <i>Treasurer, State of New Jersey</i>. Include DC _____ (your Docket Number) on the check.</li> <li>Mail or hand deliver the completed Answer form and the check or money order to the court's address listed above.</li> <li>Hand deliver or send by regular mail a copy of the completed Answer form to the plaintiff's attorney. If the plaintiff does not have an attorney, send your completed answer form to the plaintiff by regular and certified mail. This MUST be done at the same time you file your Answer with the court on or before _____.</li> </ul> </li> <li><b>Resolve the dispute.</b> Contact the plaintiff's attorney, or contact the plaintiff if the plaintiff does not have an attorney, to resolve this dispute. The plaintiff may agree to accept payment arrangements. If you reach an agreement, mail or hand deliver the SIGNED agreement to the court's address listed above on or before _____.</li> </ol> <p><b>Please Note - You may wish to get an attorney to represent you.</b> If you cannot afford to pay for an attorney, free legal advice may be available by contacting Legal Services at _____. If you can afford to pay an attorney but do not know one, you may call the Lawyer Referral Services of your local County Bar Association at _____. Notify the court now if you need an interpreter or an accommodation for a disability for any future court appearance.</p>											
<p align="right">/s/ Name _____          Acting Deputy Clerk of the Superior Court</p>											

SATCH # \_\_\_\_\_

RECEIVED DATE 1/19/17

CA / CK / MO / CG

CK/CG ACCT. # 104760

AMOUNT 57

PAYOR Perry